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FILED

MAY 27 2015

**SECRETARY, BOARD OF
OIL, GAS & MINING**

Attorneys for the Division of Oil, Gas and Mining

**BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH**

In the Matter of the Notice of Agency Action to affecting the mining operations of **M. TODD WILHITE, WALL & ROCK, INC.**, and/or **WILHITE & ASSOCIATES, INC.**, by (1) withdrawing a Notice of Intention, (2) forfeiting a Certificate of Deposit No. 7089407881 in the amount of \$7000 plus accrued interest held by ZIONS BANK, (3) ordering reclamation of mines, and (4) requesting the Division of Oil, Gas and Mining and the Attorney General to take all other actions necessary to recover costs, fees, and fines for the operations occurring at (a) Gulch Mine (S023/0087) in Juab County; (b) Freedom from War Mine (S/039/0024) in Sanpete County; (c) Mount Pleasant Mine (S/039/0027) in Sanpete County; and (d) Mount Pleasant North Mine (S/039/0030) in Sanpete County.

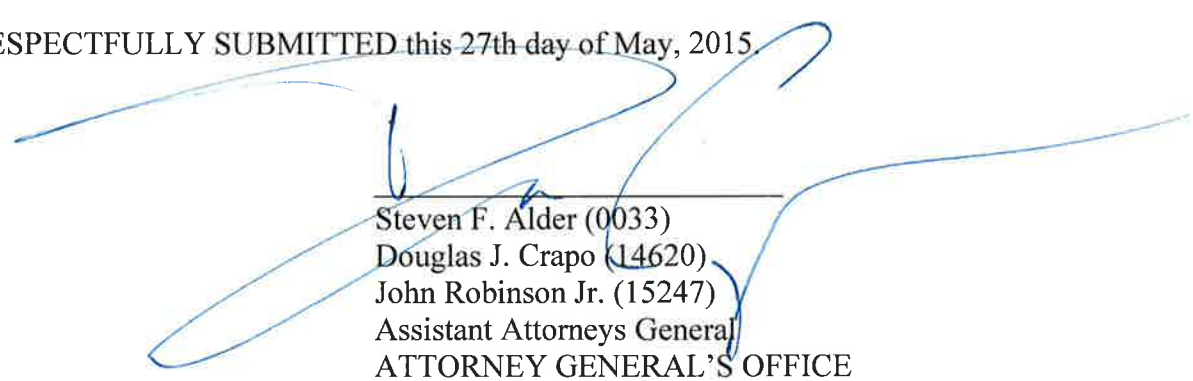
JOINT MOTION TO CONTINUE

Docket No. 2014-39

Cause Nos. S0230087,
S0390024, S0390027, S0390030.

The Division of Oil, Gas and Mining (**Division**) and M. Todd Wilhite, Wall & Rock, Inc, and/or Wilhite & Associates, Inc. (collectively, **Wilhite**), respectfully submits this Motion to Continue the hearing on this matter from May 27, 2015 until the regularly scheduled hearing of the Board of Oil, Gas and Mining on June 24, 2015. The Division and Wilhite are in the final stages of negotiating a stipulation and need more time to conclude our efforts. The brief continuance will not prejudice any interested party. Therefore, good cause exists for continuance. A proposed order is attached for convenience.

RESPECTFULLY SUBMITTED this 27th day of May, 2015.



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**BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH**

In the Matter of the Notice of Agency Action to affecting the mining operations of **M. TODD WILHITE, WALL & ROCK, INC.**, and/or **WILHITE & ASSOCIATES, INC.**, by (1) withdrawing a Notice of Intention, (2) forfeiting a Certificate of Deposit No. 7089407881 in the amount of \$7000 plus accrued interest held by **ZIONS BANK**, (3) ordering reclamation of mines, and (4) requesting the Division of Oil, Gas and Mining and the Attorney General to take all other actions necessary to recover costs, fees, and fines for the operations occurring at (a) Gulch Mine (S023/0087) in Juab County; (b) Freedom from War Mine (S/039/0024) in Sanpete County; (c) Mount Pleasant Mine (S/039/0027) in Sanpete County; and (d) Mount Pleasant North Mine (S/039/0030) in Sanpete County.

**[PROPOSED] ORDER GRANTING
MOTION TO CONTINUE**

Docket No. 2014-39

Cause Nos. S0230087,
S0390024, S0390027, S0390030.

The Board of Oil, Gas and Mining, has considered the Joint Motion to Continue and finds good cause. Therefore, the Board grants the motion continuing the hearing on the matter until the regularly scheduled Board meeting on June 24, 2015. For all purposes, the Chairperson's signature on a faxed copy of this Order shall be deemed the equivalent of a signed original.

ENTERED this ____ day of May, 2015.

BOARD OF OIL, GAS AND MINING

Ruland J Gill, Jr., Chairman

CERTIFICATE OF SERVICE

I certify that I caused a true and correct copy of the above Joint Motion to Continue to be delivered to the following, this 27th day of May, 2015:

by email delivery:

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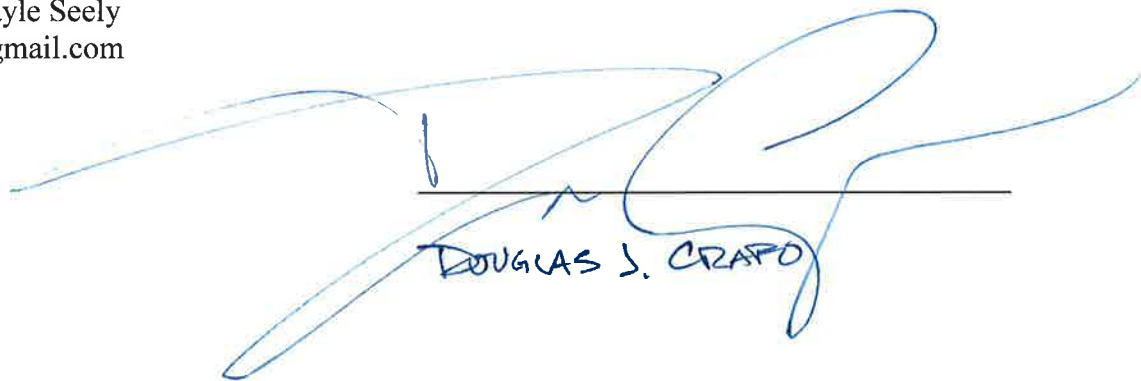
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